

Sixth Appellate District

San Jose, California

MONDAY, SEPTEMBER 8, 2008

H033085 FRIDAY v. SUPERIOR COURT

Let a peremptory writ of mandate issue directing the respondent superior court to vacate its order of May 5, 2008, denying petitioner's application for certificate of probable cause. Respondent shall issue a new order granting the application. This opinion is made final immediately as to this court. (Cal. Rules of Court, rule 8.264(b)(3).)

(not published)

(Elia, J.; We concur: Premo, Acting P.J., Duffy, J.)

Filed September 8, 2008

TUESDAY, SEPTEMBER 9, 2008

The following cases are submitted this date:

H032277 PEOPLE v. LAMMERS

H031818 PEOPLE v. AQUINO

H032027 SHISLER, et al. v. SANFER SPORTS CARS, INC.

H031366 PEOPLE v. AGUILERA

H032367 PEOPLE v. GARLICK

H032383 PEOPLE v. ROSE

H032139 PEOPLE v. MORRIS

H031958 PEOPLE v. IBARRA

H031617 PEOPLE v. PATEL

H032546 PEOPLE v. BADILLA

H032339 PEOPLE v. PERKINS

H032127 PEOPLE v. SHAWHAN

H032611 PEOPLE v. ANDERSON

H032574 PEOPLE v. MORALES

H031895 PEOPLE v. ABUSLIN

H032277 PEOPLE v. LAMMERS

The judgment is affirmed. (not published)

(Premo, J.; We concur: Rushing, P.J., Bamattre-Manoukian, J.)

Filed September 9, 2008

H030475 PEOPLE v. SOTO

The judgment is reversed. The matter is remanded for a retrial of counts 1, 2, and 4. Upon a verdict, the trial court shall pronounce judgment consistent with the verdict and extant conviction of count 3. (not published)

(Premo, J.; I concur: Rushing, P.J.; Dissenting opinion by Mihara, J.)

Filed September 9, 2008

Sixth Appellate District

San Jose, California

WEDNESDAY, SEPTEMBER 10, 2008

H031795 PEOPLE v. FRANCISCO DOMINGUEZ

H032996 IN RE FRANCISCO DOMINGUEZ ON HABEAS CORPUS

The judgment is reversed. Defendant's petition for habeas corpus is denied. (published)

(Premo, Acting P.J.; We concur: Elia, J., Bamattre-Manoukian, J.)
Filed September 10, 2008

The following cases are submitted this date:

H031991 PEOPLE v. SCHMIER

H032118 PEOPLE v. SMITH

H032602 PEOPLE v. SMITH

H032852 PEOPLE v. SALCIDO

H032624 PEOPLE v. ESAU

H032867 PEOPLE v. LUNA

H032231 PEOPLE v. VELIZ

H032357 PEOPLE v. HARRIS

H032651 PEOPLE v. STEVEN B.

H032876 PEOPLE v. SHEPARD

H032551 PEOPLE v. HERNANDEZ

H032773 PEOPLE v. DIAZ

H032554 PEOPLE v. LOPEZ

H032782 PEOPLE v. LACERDA

H032590 PEOPLE v. PEREA

H032795 PEOPLE v. ORANDAY

H032601 PEOPLE v. NOBLES

H032849 PEOPLE v. HUNWARDSEN

H031818 PEOPLE v. AQUINO

The judgment is affirmed. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Bamattre-Manoukian, J.)
Filed September 10, 2008

H031391 PEOPLE v. KLEDER

By the Court*:

Appellant's petition for rehearing is denied.

Filed: September 10, 2008

*Before Premo, Acting P.J., Elia, J. and Bamattre-Manoukian, J.

THURSDAY, SEPTEMBER 11, 2008

The following cases are submitted this date:

H032235 PEOPLE v. GARIBAY

H032425 PEOPLE v. BOLICK

H031996 PEOPLE v. WILLIAMS

H032070 PEOPLE v. FARIMONT SPECIALTY GROUP

H031406 PEOPLE v. LARA

Sixth Appellate District

San Jose, California

Thursday, September 11, 2008 (continued)

H032383 PEOPLE v. ROSE

The June 22 2007, order imposing an indeterminate term of commitment as an SVP is reversed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed September 11, 2008

H032367 PEOPLE v. GARLICK

The July 26, 2007, order imposing an indeterminate term of commitment as an SVP is reversed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed September 11, 2008

H032105 PEOPLE v. MENDOZA

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Rushing, P.J., Premo, J.)
Filed September 11, 2008

H032797 PEOPLE v. GOMEZ

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Elia, Acting P.J., McAdams, J.)
Filed September 11, 2008

H029612 NACIANCENO v. LOZADA et al.

The judgment is affirmed. Costs are awarded to Nacianceno. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)
Filed September 11, 2008

FRIDAY, SEPTEMBER 12, 2008

H030940 PEOPLE v. EUGENE WILSON

The judgment is affirmed. (partial publication)
(McAdams, J.; We concur: Mihara, Acting P.J., Duffy, J.)
Filed September 12, 2008

H032773 PEOPLE v. RAMON ANDREW DIAZ

The judgment of March 21, 2008, is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., Duffy, J.)
Filed September 12, 2008

H031922 LOUMENA v. LOUMENA

By the Court*:

Appellant's petition for rehearing is denied.
Filed: September 12, 2008

*Before Bamattre-Manoukian, Acting P.J., Mihara, J. and Duffy, J.

Sixth Appellate District

San Jose, California

Friday, September 12, 2008 (continued)

The following cases are submitted this date:

H029616 PEOPLE v. EVANS

H026759 SILICON VALLEY TAXPAYERS ASSOC. v. SANTA CLARA COUNTY
OPEN SPACE AUTHORITY

H029972 In re OLIVIA S., D.F.C.S. v. RENEE, S., et al.

The order is affirmed. (not published)
(McAdams, J.; I concur: Duffy, J., Dissenting opinion by Rushing,
P.J.)

Filed September 12, 2008